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FEB 24 2005

In re Application of : **OFFICE OF PETITIONS**
Henry J. Riblet :
Application No. 09/955,467 :
Filed: September 17, 2001 : **ON PETITION**
Title of Invention: :
BRACKET ASSEMBLY LOCK :

This is a decision on the Petition to Revive Unintentionally Abandoned Application under 37 CFR 1.137(b), filed January 18, 2005.

The above-identified application became abandoned for failure to timely and properly reply to the final Office action, mailed September 5, 2003. The Office action set a three (3) month period for reply.

Applicant filed a response to the Office action on December 4, 2003; however, the response failed to place the application in condition for allowance. Applicant was so notified in an Advisory Action mailed January 27, 2004.

Accordingly, the application became abandoned for failure to timely and properly reply to the final Office action that was mailed on September 5, 2003, on December 6, 2003. A Notice of Abandonment was mailed on April 22, 2004.

Applicant filed a petition to revive the application based upon unavoidable delay on July 30, 2004, which was dismissed in a Decision mailed September 16, 2004, for failing to meet the requirements of a grantable petition under 37 CFR 1.137(b).

With the instant petition, Applicant has filed a Request for Continued Examination ("RCE") and a submission in the form of an Amendment.


Having found that all of the requirements for a grantable petition under 37 CFR 1.137(b) have been met, **this petition is hereby granted.**

The Power of Attorney and Correspondence Address Change has been entered and made of record.

Applicant is advised that, effective December 8, 2004, the fee for filing a petition under 37 CFR 1.137(b) is increased to \$750.00. As authorized in the instant petition, deposit account 02-3285 has been charged the difference between the amount paid, \$685.00, and the amount due, \$750.00, or \$65.00.

This application is an image file wrapper ("IFW") and, as such, no forwarding of the file is necessary. An electronic mail message will be sent to Technology Center 3632 for processing of the RCE and Amendment in due course.

Telephone inquiries related to this decision may be directed to the undersigned at (571) 272-3232.


Derek L. Woods
Attorney/Advisor
Office of Petitions